

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

IN RE: VITAMINS ANTITRUST  
LITIGATION

) MDL No. 1285  
) Misc. No. 99-0197 (TFH)  
)

THIS DOCUMENT RELATES TO:  
American Home Products Corporation  
v. F. Hoffmann-La Roche, Ltd., et al.  
No. 00-1726 (TFH)

FILED

APR 19 2002

NANCY MAYER WHITTINGTON, CLERK  
U.S. DISTRICT COURT

ORDER DISMISSING DEFENDANTS  
MERCK KgaA, E. MERCK, AND  
EM INDUSTRIES, INC. WITH PREJUDICE

This matter being presented to the Court in connection with American Home Products Corporation's ("AHP") Motion to Dismiss Defendants Merck KgaA, E. Merck, and EM Industries, Inc. with Prejudice, which is unopposed it is hereby:

ORDERED that the First Amended Complaint in this action is dismissed with prejudice solely against defendants Merck KgaA, E. Merck, and EM Industries, Inc. This Order is without prejudice to AHP's rights or claims against any other defendant in this litigation.

*msb*  
March 17, 2002

*Thomas F. Hogan*  
Thomas F. Hogan  
United States District Judge